

# Air Toxics SIT

Executive Board Progress Report

March 14, 2018

**Non-Responsive**

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# Non-Responsive

Review for context from last presentation – may not need.

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Review for context from last presentation – may not need. Or could move to the end to address the question on plans and expectations for FY2018-19.

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Mark to QA and collect input from Regions.

# Non-Responsive

Looking for some good cases to add!

**Non-Responsive**

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## Challenges Encountered or Anticipated

- The change to the OIAI policy resulted in many questions and possible challenges, including:
  - Requests for clarity on how the policy change is supposed to work for permit changes from states
  - Limiting or eliminating the injunctive relief and/or mitigation that would be otherwise sought in a number of cases, including TSD cases in R1, approximately 17 of R5's open Air Toxics cases, and R8 has received pushback on model injunctive relief.
  - Lack of understanding of how potential to emit (PTE) is calculated in a given sector and therefore, confusion regarding which facilities are major, true minors, or need an enforceable permit to restrict. Fifty different state permitting authorities are now faced with numerous requests to issue permits-to-restrict PTE. To be federally enforceable, the limit on PTE usually needs include throughput limits or control device parameter limits, not just emission totals. Industry and permit writers need updated guidance on how to develop these limits.
  - Guidance on emission calculations for batch operations.
  - Facilities choosing to take permit limits to become an area source rather than install controls may significantly reduce the HAP reductions achieved by a case.

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Effectiveness of Targeting and Outreach

**Non-Responsive**

**Enforcement Techniques / Ex. 7(e)**

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Questions?